

1 STEVEN G. KALAR  
2 Federal Public Defender  
3 Northern District of California  
4 GRAHAM ARCHER  
5 Assistant Federal Public Defender  
6 55 South Market Street, Suite 820  
7 San Jose, CA 95113  
8 Telephone: (408) 291-7753  
9 Facsimile: (408) 291-7399  
10 Email: Graham\_Archer@fd.org

11 Counsel for Defendant MIRANDA CARRILLO

12  
13  
14 THE UNITED STATES DISTRICT COURT  
15 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
16  
17 SAN JOSE DIVISION

18 UNITED STATES OF AMERICA,

19 Plaintiff,

20 v.

21 FRANK MIRANDA CARRILLO,

22 Defendant.

23 Case No.: CR 18-MJ-70364 MAG

24 **STIPULATION AND [PROPOSED]  
25 ORDER CONTINUING HEARING**

26  
27  
28 **STIPULATION**

29 Defendant Frank Miranda Carrillo and the government hereby stipulate and agree that,  
30 with the Court's approval, the status hearing currently set for Thursday, June 7, 2018, at 1:30  
31 p.m. shall be continued to Wednesday, July 18, 2018 at 1:30 p.m.

32 The reason for the requested continuance is to allow further time for the parties to  
33 negotiate.

34 The parties further stipulate that the defendant waives his right under 18 U.S.C. §  
35 3161(b) to have an information or indictment filed within thirty days from the date of arrest or  
36 service of a summons. Additionally the parties stipulate that the time for preliminary hearing  
37 under Rule 5.1 may be continued through Wednesday, July 18, 2018.

1  
2 IT IS SO STIPULATED.  
3  
4

5  
6 STEVEN G. KALAR  
7 Federal Public Defender  
8  
9

10 Dated: June 6, 2018

11 /s \_\_\_\_\_  
12 GRAHAM E. ARCHER  
13 Assistant Federal Public Defender  
14

ALEX TSE  
UNITED STATES ATTORNEY

15 Dated: June 6, 2018

16 /s \_\_\_\_\_  
17 KATHERINE GRIFFIN  
18 Assistant United States Attorney  
19

**[PROPOSED] ORDER**

20 GOOD CAUSE APPEARING, upon stipulation of the parties, IT IS HEREBY  
21 ORDERED that the status hearing currently scheduled for Thursday, June 7, 2018, shall be  
22 continued to Wednesday, July 18, 2018, at 1:30 p.m., before the Honorable Virginia K.  
23 DeMarchi.

24 IT IS FURTHER ORDERED that the time through and including July 18, 2018, shall  
25 be excluded from the 30 days for filing an information or indictment under 18 U.S.C. §  
26 3161(b), and that the time for a preliminary hearing is extended through July 18, 2018 pursuant  
27 to the stipulation of the parties.

28 IT IS SO ORDERED.

Dated: June 6, 2018

  
24 HON. SUSAN VAN KEULEN  
25 United States Magistrate Judge  
26  
27  
28